

HOUSE No. 2191

By Mr. Smola of Palmer, petition of Todd M. Smola and Reed V. Hillman relative to the issuance or renewal of motor vehicle licenses to persons who are not legal residents of the United States. Transportation.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT RELATIVE TO LICENSES TO OPERATE MOTOR VEHICLES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 8 of chapter 90 of the General Laws, as
2 appearing in the 2000 Official Edition, is hereby amended by
3 inserting in line 11, after the word “require,” the following
4 words:—
5 all applicants for license shall, for the purposes of establishing
6 proper identity, provide a social security number, the validity of
7 which the registrar may confirm with the U.S. Social Security
8 Administration;.

1 SECTION 2. Said section 8 of chapter 90 of the General Laws,
2 as so appearing, is hereby amended by inserting at the end of the
3 first paragraph in line 21 the following new sentences:—
4 The registrar shall not issue or renew a license issued to any
5 person who does not submit satisfactory proof that the applicant’s
6 presence in the United States is authorized under federal law. The
7 registrar shall adopt regulations to carry out the purposes of this
8 section, including procedures to verify that the applicant’s pres-
9 ence in the United States is authorized under federal law.

1 SECTION 3. Said section 8 of chapter 90, as so appearing, is
2 hereby amended by inserting in line 148, after the word “license,”
3 the following new words:—
4 except that the registrar may issue or renew a license issued to
5 a nonimmigrant alien who is legally present in the United States,

6 upon such terms and conditions as the registrar may prescribe by
7 regulation, a license set to expire on the date the nonimmigrant
8 alien is required to depart the United States under the terms of the
9 nonimmigrant's visa or under the terms of a document issued by
10 the United States Immigration and Naturalization Service.

1 SECTION 4. Section 8B of chapter 90 of the General Laws, as
2 appearing in the 2000 Official Edition, is hereby amended by
3 inserting in line 7, after the word "require.", the following new
4 sentences:—

5 All applicants for a learner's permit shall, for the purposes of
6 establishing proper identity, provide a social security number, the
7 validity of which the registrar may confirm with the U.S. Social
8 Security Administration. The registrar shall not issue or renew a
9 learner's permit to any person that does not submit satisfactory
10 proof of United States citizenship or proof that the applicant's
11 presence is authorized under federal law. The Registrar shall adopt
12 regulations to carry out the purposes of this section, including pro-
13 cedures for verifying that the applicant's presence in the United
14 States is authorized under federal law.

1 SECTION 5. Said section 8B of chapter 90 of the General
2 Laws, as appearing in the 2000 Official Edition, is hereby
3 amended by inserting in line 35, after the word "occurs," the
4 following new words:—

5 ; except that the registrar may issue or renew a learner's permit
6 to a nonimmigrant alien who is legally present in the United
7 States, upon such terms and conditions as the registrar may pre-
8 scribe by regulation, a learner's permit set to expire on the date
9 the nonimmigrant alien is required to depart the United States
10 under the terms of nonimmigrant alien's visa or under the terms of
11 a document issued by the United States Immigration and Natural-
12 ization Service.